

Appln. No. 09/427,309
Docket No. GEN-0071

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.: 09/431,737 : Confirmation No.:
Applicant: DON WHITEHEAD et al. : Group Art Unit: 2121
Filed: November 1, 1999 : Examiner: Pham, Thomas K.
Docket No.: 41PR-7349/GEN-96-1165-A :

For: MAN MACHINE INTERFACE FOR POWER MANAGEMENT CONTROL
SYSTEMS

February 14, 2005

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

Provided herewith are comments on the Examiner's Statement of Reasons for
Allowance presented in the Notice of Allowance dated November 22, 2004.

Comments begin on page 2 of this paper.

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to _____ or Express Mail No. _____ to the United States Patent and Trademark Office on the date shown below.

Patricia DiGregorio

Name


Signature

February 17, 2005

Date

COMMENTS

The Examiner remarks that none of the documents of record taken either alone or in combination disclose a method and device for generating a switchgear elevation window indicative of the actual switch gear having all the claimed features of applicant's instant invention, specifically including certain claimed elements.


While Applicant agrees that presented claims pertain to allowable subject matter, Applicant respectfully submits that to the extent that the Examiner's remarks suggest or state that certain limitations or combinations not found in the prior art are present in each and every allowable claim, whether or not specific language to that effect is found in every allowable claim, the record as a whole must be considered in addition to the Examiner's remarks, and, to the extent that the record as a whole is clear and complete, it shall control the interpretation of any and all allowable claims.

More specifically, the Examiner's statement of reasons implies that features found in the specification only, in the dependent claims only, or in some but not all independent claims only are part of all of the independent claims, when in fact the record clearly reflects that there are claims not so limited. For example, allowed independent Claim 1 does not recite each and every element of allowed independent Claim 11. Accordingly, Claim 1, and claims dependent from Claim 1 that do not recite the same, are not so limited.

Respectfully submitted,

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